

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**APPARATUS FOR CONTINUOUSLY FORMING VACUUM PACKAGED BODY**

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International Application Number \_\_\_\_\_

and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

000119807	Japan	04/01/01	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
_____	_____	_____	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
_____	_____	_____	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

\_\_\_\_\_  
(Application Serial No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status)  
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

**Practitioners of the firm** of Olive & Olive, P.A.

**Customer Number** 29899

**Send Correspondence to:** Edward V. Charbonneau  
Olive & Olive, P.A.  
P.O. Box 2049  
Durham, North Carolina 27702

**Direct Telephone Calls to:** (name and telephone number)  
Edward V. Charbonneau (919) 683-5514

Full name of sole or first inventor

Tadoru Suga

Sole or first inventor's signature

菅 迪

Date

12-16-2001

Residence

9-4, Nishi chujo-cho, Ibaraki-shi, Osaka-fu, Japan

Citizenship

Japanese

Post Office Address

9-4, Nishi chujo-cho, Ibaraki-shi, Osaka-fu, Japan

Full name of second inventor, if any

Second inventor's signature

Date

Residence

Citizenship

Post Office Address

Practitioner's Docket No. 2718.3074.001**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**☒ In re application of:

Application No.: 10/034,102

Group No.: 3721

Filed: December 27, 2001

Examiner: Louis B. TRAN

For: Apparatus for Continuously Forming Vacuum Packaged Body

☐ Patent No\*:

Issued:

\*NOTE: Insert name(s) of inventor(s) and title also for patent.

Commissioner for Patents  
Washington, D.C. 20231**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST  
(REVOCATION OF PRIOR POWERS)**

NOTE: Submission of a Power of Attorney after Issuance of the Notice of Allowance in an application does not result in a reduction in patent term adjustment under 37 C.F.R. § 1.704(c)(10). See Notice of May 29, 2001, 1247 OG 111-112, June 26, 2001.

As assignee of record of the entire interest of the above identified

☒ application,☐ patent,**REVOCATION OF PRIOR POWERS OF ATTORNEY**

all powers of attorney previously given are hereby revoked and

**NEW POWER OF ATTORNEY**

the following attorney(s) and/or agent(s) are hereby appointed to prosecute and transact all business in the Patent and Trademark Office connected therewith.

E.J. Biskup	18,987
D.A. Burns	46,238
R.C. Collins	27,430
J.C. Evans	20,124
R.L. Farris	25,122
F.J. Fodale	20,824
W.H. Francis	25,335
W.H. Griffith	16,706
A.M. Grove	39,697
G.A. Grove	23,023
E.T. Jones	40,037

Please Direct all Correspondence to  
**REISING, ETHINGTON, BARNES, KISSELLE, P.C.**  
 Mr. William H. Griffith  
 P.O. Box 4390  
 Troy, Michigan 48099-4390  
 Phone: (248) 689-3500  
 Fax: (248) 689-4071

J.F. Learman	17,069
S.L. Permut	28,388
B.L. Ribando	27,109
M.J. Schmidt	43,904
W.J. Schramm	24,795
J.D. Stevens	35,691
S.B. Walmsley	48,021
W.J. Waugaman	20,304
C.R. White	20,494
J.D. Wright	49,095

(check the following item, if applicable)

☒ Attached, as part of this power of attorney, is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

Customer No.: 23399

IBARAKI SEIKI Company, Ltd.

*(type or print identity of assignee of entire interest)*

5-5, Shin Chujo-Cho, Ibaraki-Shi

Address

Osaka-Fu, JAPAN

December 27, 2001

☒ Recorded in PTO on 012426

Reel 0970

Frame 0970

☐ Recorded herewith

### ASSIGNEE STATEMENT

Attached to this power is a "STATEMENT UNDER 37 C.F.R. § 3.73(b)."

Yasutaka Saga

Signature

Date October 31, 2003

Yasutaka Saga

*(type or print name of person authorized to  
sign on behalf of assignee)*

President

Title

NOTE: The assignee of the entire interest may revoke previous powers and be represented by an attorney of his or her selection. 37 C.F.R. § 1.36.

*(check the following item, if it forms a part of this power of attorney)*

☒ Added page—Authorization of attorney(s) to accept and follow instructions from representative.

(Power of Attorney by Assignee of Entire Interest [12-2]—page 2 of 2)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

U.S. Serial No.: 10/034,102

Filed: December 27, 2001

Inventor: Tadoru Suga

Attorney Docket No.: 2718.3074.001

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)  
)  
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)  
)

Examiner: Louis B. Tran

Group Art Unit: 3721

**Statement Under 37 C.F.R. 3.73(b)**

**and**

**Authorization of Appointed Attorneys to  
Accept and Follow Instruction from Representative**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

I hereby state that I am the person who signed this submission on behalf of the assignee and am authorized to act on behalf of the assignee.

I authorize the attorneys appointed by this submission to accept and follow instructions from my representatives, namely all of the attorneys of Morimoto Int'l Patent Office, located at All Nippon Airways Building, 10-10 Nishi-Hommachi 1-Chome, Nishi-Ku, Osaka 550-0005, JAPAN.

*Yasutaka Suga*

Signature

Yasutaka Suga

Typed Name of Person Signing

President

Title



UNITED STATES PATENT AND TRADEMARK OFFICE

P0823 2718.3074.001

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/034,102	12/27/2001	Tadoru Suga	IBSC5002BOEC

CONFIRMATION NO. 8434



\*OC000000011906482\*

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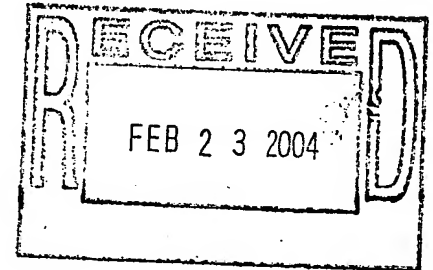
✓ REISING, ETHINGTON, BARNES, KISSELLE, P.C.  
 MR. WILLIAM H. GRIFFITH  
 P.O. BOX 4390  
 TROY, MI 48099-4390

Date Mailed: 02/17/2004

## NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 02/05/2004.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.



RUTH N COBB  
 3700 (703) 305-3577

ATTORNEY/APPLICANT COPY

## ASSIGNMENT

WHEREAS, I. Tadoru Suga, have made an invention entitled "Apparatus For Continuously Forming Vacuum Packaged Body" described in an application (hereinafter the Application) executed by me and about to be filed in the United States Patent and Trademark Office;

WHEREAS, Ibaraki Seiki Machinery Company, Ltd., a corporation duly organized and existing under the laws of Japan and having a place of business at 5-5, Shin chujo-cho, Ibaraki-Shi, Osaka-fu, Japan, for the benefit of itself, its successors and assigns, (hereinafter the Assignee), is desirous of acquiring the entire right, title and interest in and to the invention, all inventions disclosed in the application (hereinafter the Invention), the Application, and any and all Letters Patent of the United States and of all other countries including any divisional, continuation, continuation-in-part, extension, reexamination, renewal and reissue thereof which may be granted for the Invention (hereinafter the Patents);

NOW THEREFORE, for good and valuable consideration to me paid by the Assignee, the receipt of which is hereby acknowledged, I hereby sell, assign and transfer to the Assignee the entire right, title and interest in and to the Invention, the Application and the Patents;

TO HAVE, HOLD AND ENJOY the Invention, the Application and the Patents assigned hereby to the Assignee for its own use and benefit to the end of the term or terms for which the Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by me had this assignment not been made.

AND I HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States and the appropriate officers of all foreign patent offices to issue the Patents to the Assignee in accordance with the terms of this instrument.

AND I HEREBY further agree to execute and sign without further consideration any other legal document, assignment and any divisional, continuation, continuation-in-part, extension, reexamination, renewal, reissue, or other application in and for all patents that may be deemed appropriate and necessary by the Assignee fully to secure to the Assignee its interests as aforesaid in the Invention, the Application and the Patents.

AND I further covenant and agree that I will at any time upon request communicate to the Assignee or its legal representative, any facts known to me relating to the Invention, the Application and the Patents and will testify truthfully as to the same in any interference, litigation or any other proceeding related thereto when requested to do so.



AND I do hereby covenant for myself and my legal representatives that I have not assigned or granted any license to make, use or sell the Invention and that I will not purport to assign, license or execute any instrument to that effect in conflict with this assignment.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on the date set forth below.

12-16-2001 菅 迪

Date

Tadoru Suga